



NOTICE OF RULE ADOPTION—FINAL RULE

STATE OF MISSISSIPPI

MISSISSIPPI
SECRETARY OF STATE

DEPARTMENT OF AGRICULTURE AND COMMERCE

Contact person:
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Specific Legal Authority Authorizing the promulgation of
Rule: Miss. Code Ann. §69-1-18(2)(a) (2006)

Reference to Rules repealed, amended or suspended by the
Proposed Rule: Section 103 of the Retail Food Sanitation
Regulation

Date Rule Proposed: May 12, 2009

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:

The purpose of the amendment is to update the rules regarding the sale of certain foods from mobile vehicles to include other potentially hazardous foods and to exclude seafood and frozen desserts pursuant to agreement with the Health Department as to the regulation of these foods. The amendment also deletes references to cut and shelled vegetables that were included as a temporary amendment that has since expired by time.

The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

☐ An oral proceeding was held on this rule:

Date:
Time:
Place:

☒ An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and

☒ This rule as adopted is without variance from the proposed rule.

☐ This rule as adopted is differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.

☐ The rule as adopted differs from the proposed rule. The differences however are:
Within the scope of the matter in the notice of proposed rule adoption,
The logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted
response thereto, and
The Notice of Proposed rule Adoption provided fair warning that the outcome of the proposed rule adoption could
be the rule in question.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: July 10, 2009


Commissioner